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July 28, 2011

FILED/ACCEPTED

## **VIA HAND DELIVERY**

Marlene H. Dortch Secretary Federal Communications Commission 445 12th Street, SW Washington, DC 20554 JUL 28 2011

Federal Communications Commission Office of the Secretary

Re:

Section 63.71 Application of Shentel Cable Company d/b/a Shentel for Discontinuance of

**Telecommunications Services** 

Dear Ms. Dortch:

Enclosed please find the original and six (6) copies of the Application of Shentel Cable Company d/b/a Shentel ("Shentel") for authority to discontinue the provision of certain telecommunications services on or before October 1, 2011.

I have enclosed an extra copy of this filing. Please stamp this extra copy with the Commission's acknowledgement of receipt and return to our messenger.

Sincerely,

Davis Wright Tremaine LLP

Bradley W. Guyton

Counsel for Shentel Cable Company d/b/a Shentel

cc: Special Assistant for Telecommunications, Secretary of Defense, U.S. Dept. of Defense,

Pentagon, Washington, DC 20301

The Honorable Robert F. McDonnell, Governor of the Commonwealth of Virginia

State Corporation Commission of the Commonwealth of Virginia

Encl.

DWT 17721712v1 0089144-000001



# BEFORE THE FEDERAL COMMUNICATIONS COMMISSION Washington, D.C. 20554

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Federal Communications Commission
Office of the Secretary

In the Matter of Section 63.71 Application of

**Shentel Cable Company d/b/a Shentel** for Authority Pursuant to Section 214 of the Communications Act to Discontinue Telecommunications Services

File	No.		

## SECTION 63.71 APPLICATION TO DISCONTINUE SERVICE

Shentel Cable Company d/b/a Shentel ("Shentel"), by counsel, hereby seeks authorization pursuant to Section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a), and Section 63.71 of the Commission's Rules, 47 C.F.R. § 63.71, to discontinue its provision of interconnected Voice over Internet Protocol (VoIP) service to customers in the Dickenson County, Virginia area on or before October 1, 2011.

The planned discontinuance will apply only to Shentel's interconnected VoIP service provided to Dickenson County-area customers (the "Discontinued Service"). Other services offered by Shentel to Dickenson County-area customers are not affected by this discontinuance. Similarly, services offered by Shentel to customers in areas other than Dickenson County, Virginia are also not affected by the planned discontinuance.

The impact on the public of the planned discontinuance will be minimal because there are just seven (7) customers for the Discontinued Service. All of the affected customers are residential customers; there are no affected business customers.

In support of this Application, Shentel provides the following information.

I. Information Required by 47 C.F.R.  $\S$  63.71(a)(1) – (a)(4)

> 1. Name and Address of Carrier

> > Shentel Cable Company d/b/a Shentel

P.O. Box 459

Edinburg, VA 22824

Attn: Ann Flowers

2. **Date of Planned Service Discontinuance** 

Shentel plans to discontinue the provision of the Discontinued Service on or before

October 1, 2011.

3. Points of Geographic Areas of Service Affected

Shentel is discontinuing the Discontinued Service, as described above, to customers in

the Dickenson County, Virginia area. However, other services offered by Shentel to Dickenson

County-area customers are not affected by this discontinuance. Similarly, services offered by

Shentel to customers in areas other than Dickenson County, Virginia are also not affected by the

planned discontinuance.

4. **Description of Type of Service Affected** 

As described above, Shentel will discontinue the provision of interconnected VoIP

service to existing customers in the Dickenson County, Virginia area. Shentel's interconnected

VoIP service provides local and long distance voice services, and ancillary services, over a

broadband connection.

II. **Notice to Customers** 

In accordance with 47 C.F.R. § 63.71(a), Shentel has notified all affected customers of

the planned discontinuance of the Discontinued Service. Specifically, Shentel sent notification

letters via U.S. Mail to each of the affected customers on July 27, 2011. These notices included

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all of the information required by 47 C.F.R. § 63.71(a)(1) - (a)(4), as well as the statement applicable to non-dominant carriers set forth in 47 C.F.R. § 63.71(a)(5)(i).

In the notification letters mailed to affected customers, Shentel offered to assist customers who need help finding a new service provider and provided a toll-free number for this purpose. A sample notice is attached to this Application as Exhibit A.

#### III. Non-Dominant Status

Shentel is a non-dominant carrier with respect to the Discontinued Service.

### IV. Notice to States and the Secretary of Defense

In accordance with 47 C.F.R. 63.71(a), Shentel has mailed a copy of this Application to the State Corporation Commission and the Governor of the Commonwealth of Virginia, as well as to the Secretary of Defense.

## V. Designated Contacts

Correspondence concerning this Application should be directed to:

K.C. Halm
Bradley W. Guyton
Davis Wright Tremaine, LLP
1919 Pennsylvania Avenue, N.W.
Suite 800
Washington, DC 20006
(202) 973-4200
kchalm@dwt.com
bradleyguyton@dwt.com

WHEREFORE, Shentel Cable Company d/b/a Shentel respectfully requests that the Commission authorize the discontinuance of the Shentel Discontinued Service on or before October 1, 2011.

Respectfully submitted:

By:

K.C. Halm

Bradley W. Guyton

Davis Wright Tremaine, LLP

1919 Pennsylvania Ave., N.W., Suite 800

Washington, D.C. 20006

Telephone:

(202) 973-4200

Facsimile:

(202) 973-4499

Counsel for Shentel Cable Company d/b/a Shentel

Dated: July 28, 2011



500 Shentel Way • P.O. Box 459 • Edinburg, VA 22824 • (540) 984-4141

July 27, 2011

Dear Shentel telephone customer:

On October 1, 2011, Shentel Cable Company (d/b/a Shentel) will discontinue telephone service to customers in the Dickenson, VA area. Your Shentel telephone service is an interconnected Voice over Internet Protocol ("VolP") service that provides local and long distance calling. Should you wish to continue landline telephone service, you will need to select a new provider for your service prior to October 1, 2011. Please contact us at 877.743.8538 if you need assistance.

FCC Notice: The FCC will normally authorize this proposed discontinuance of service unless it is shown that customers would be unable to receive service or a reasonable substitute from another carrier or that the public convenience and necessity is otherwise adversely affected. If you wish to object, you should file your comments as soon as possible, but no later than 15 days after the Commission releases public notice of the proposed discontinuance. Address them to the Federal Communications Commission, Wireline Competition Bureau, Competition Policy Division, Washington, DC 20554, and include in your comments a reference to the Sec. 63.71 Application of Shentel Cable Company. Comments should include specific information about the impact of this proposed discontinuance upon you or your company, including any inability to acquire reasonable substitute service.

We regret any inconvenience this may cause.

Best regards.

Kevin Folk

**Director of Customer Services**